

1 MCGREGOR W. SCOTT
United States Attorney
2 VINCENZA RABENN
Assistant United States Attorney
3 501 I Street, Suite 10-100
Sacramento, CA 95814
4 Telephone: (916) 554-2700
Facsimile: (916) 554-2900
5

6 Attorneys for Plaintiff
United States of America
7

8
9 IN THE UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 HASAN MCCAULIE,
15 Defendant.
16

CASE NO. 2:20-CR-00111-WBS
STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER
DATE: December 7, 2020
TIME: 10 a.m.
COURT: Hon. William B. Shubb

17 **STIPULATION**

18 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
19 through defendant's counsel of record, hereby stipulate as follows:

20 1. By previous order, this matter was set for hearing on defendant's planned Motion to
21 Suppress on December 7, 2020.

22 2. By this stipulation, the government and the defendant now move to exclude time between
23 October 19, 2020, and December 7, 2020, under Local Code T4.

24 3. The parties agree and stipulate, and request that the Court find the following:

25 a) The government has represented that the discovery associated with this case
26 includes investigative reports, a body camera video, and criminal history records. All of this
27 discovery has been either produced directly to counsel.

28 b) Counsel for defendant desires additional time to review the discovery, prepare a

1 motion to suppress evidence, and to prepare for a hearing on the motion.

2 c) Counsel for defendant believes that failure to grant the above-requested
3 continuance would deny him/her the reasonable time necessary for effective preparation, taking
4 into account the exercise of due diligence.

5 d) The government does not object to the continuance.

6 e) Based on the above-stated findings, the ends of justice served by continuing the
7 case as requested outweigh the interest of the public and the defendant in a trial within the
8 original date prescribed by the Speedy Trial Act.

9 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
10 et seq., within which trial must commence, the time period of October 19, 2020 to December 7,
11 2020, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
12 T4] because it results from a continuance granted by the Court at defendant's request on the basis
13 of the Court's finding that the ends of justice served by taking such action outweigh the best
14 interest of the public and the defendant in a speedy trial.

15 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
16 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
17 must commence.

18 IT IS SO STIPULATED.

19
20
21 Dated: October 19, 2020

McGREGOR W. SCOTT
United States Attorney

22
23 /s/ VINCENZA RABENN
VINCENZA RABENN
Assistant United States Attorney

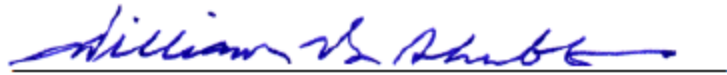
24
25
26 Dated: October 19, 2020

27 /s/ NOA OREN
NOA OREN
Counsel for Defendant
HASAN MCCAULIE

FINDINGS AND ORDER

IT IS SO FOUND AND ORDERED.

Dated: October 20, 2020



WILLIAM B. SHUBB

UNITED STATES DISTRICT JUDGE